

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

BILLY JOE WALKER,
Plaintiff,

v.

J. OWENS, *et al.*,
Defendants.

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Civil Action No. 7:13cv00425

ORDER

By: Norman K. Moon
United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby **ORDERED** that defendants' motion for summary judgment (Docket No. 63) is **DENIED**, Walker's motion to compel discovery (Docket No. 69) is **DENIED without prejudice**, Walker's motion "for a spoliation holding" is **DENIED without prejudice** (Docket No. 70), and the Clerk **SHALL** set this matter for a seven-member jury trial in the Big Stone Gap Division.

The Clerk is directed to send a copy of this order and the accompanying memorandum opinion to the parties.

ENTER: This 26th day of January, 2016.



NORMAN K. MOON
UNITED STATES DISTRICT JUDGE